

Appl. No. : 09/912,472  
Filed : July 24, 2001

**BEST AVAILABLE COPY****REMARKS**

Claims 1-26 are pending in the present application.

**Non-statutory Double Patenting Rejection**

In the final Office Action mailed September 14, 2005, the Examiner rejected Claims 1-26 under the judicially created doctrine of obviousness-type double patenting over Claims 1-10 of U.S. Patent No. 5,789,401 for the reasons set forth in the Office Action mailed November 12, 2004. The Examiner suggested submitting a terminal disclaimer to overcome the rejection. In the Advisory Action mailed November 30, 2005, the Examiner indicated that Applicants' prior Amendment and Response had overcome all rejections other than the double patenting rejection, but maintained the rejection of Claims 1-26 because the PTO had not received Applicants' Terminal Disclaimer.

Applicant submits herewith a Terminal Disclaimer, and accordingly requests that the Examiner withdraw the rejection of Claims 1-26 above.

**CONCLUSION**

In view of the above, Applicant respectfully maintains that the claims are patentable and request that they be passed to issue. Applicant invites the Examiner to call the undersigned if any remaining issues may be resolved by telephone.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 12-05-05

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